

a E		Application Number	10/773,142						
FORM 9 2006 g			Filing Date	2/9/2	004				
			First Named Inventor	NAKA	AMILA				
		MAY	. \$ /	Art Unit	3634				
(to be	e used for all	corresponded after initial to	iling	Examiner Name	Strimbu				
		ages in This Submission		Attorney Docket Number	26GT-004-DIV2				
ENCLOSURES (Check all that apply)									
	Fee Trans	smittal Form		Drawing(s)			After Allowance communication to (TC)		
	Fee	e Attached		Licensing-related Papers			Appeal Communication to Board of Appeals and Interferences		
	Amendme	ent / Reply	☑	Petition			Appeals and interierines Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)		
	☐ Afte	er Final		Petition to Convert to a Provisional Application			Proprietary Information		
	☐ Affidavits/declaration(s)			Power of Attorney, Revocation Change of Correspondence Ad	Power of Attorney, Revocation Change of Correspondence Address		Status Letter		
	☐ Extension of Time Request ☐			Terminal Disdaimer			Other Enclosure(s) (please identify below):		
Express Abandonment Request			Request for Refund		□Copy of Petition to Withdraw Abandonment filed on 9 Mar. 2006 □Copy of Amendment filed on 12 Oct. 2006				
☐ Information Disclosure Statement □			CD, Number of CD(s)			,			
	Certified Copy of Priority			☐ Landscape Table on CD					
Document(s) Reply to Missing Parts/			Rem	arks					
	Incomplet	e Application							
		y to Missing Parts under FR 1.52 or 1.53							
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT									
Firm Name Posz Law Grøpp, PLC						· · · · · · · · · · · · · · · · · · ·			
Signature		(h)							
Printed name James E. Barlow		70							
Date 9 May 2006				Re	g. No.	32,377			
***		 	CERTI	FICATE OF TRANSMISSION/	MAILING				
Sumcien	I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.								

Date

Signature

Typed or printed name

Applicants: NAKAJIMA et al.

Atty. Dkt.: 26GT-004-DIV2

Serial No.: 10/773,142

Art Unit: 3634

Filed: 2/9/2004

Examiner: Strimbu

Title: WEATHER STRIP

Mail Stop Petition

Date: 9 May 2006

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany St.
Alexandria, VA 22314

SUPPLEMENTAL PETITION TO WITHDRAW ABANDONMENT

Sir:

On 12 October 2005, the applicants filed a response to the office action of 12 July 2005.

On 1 March 2006, the applicants received a Notice of Abandonment for failure to respond to the office action of 12 July 2005. Since a timely response to the office action of 12 July 2005 was filed, the applicants respectfully request withdrawal of the holding of abandonment.

A Petition to Withdraw Abandonment was filed on 9 March 2006. A copy of the Petition to Withdraw Abandonment is attached. Also, a copy of the response of 12 October 2005 is attached.

The applicants discovered on 4 May 2006 that the serial numbers that appeared on the response of 12 October 2005 and on the Petition of 9 March 2006 were wrong. A typographical error occurred on both papers. Instead of "10/773,142," which is correct, the serial number that appeared on these papers was "10/733,142." However, the remaining identifying information on the papers was correct. The serial numbers have been corrected with a pen on the attached

Attorney Docket No. 26GT-004-DIV2

Serial No. 10/773,142

copies of the response filed on 12 October 2005 and on the Petition of 9 March 2006 and all

attachments.

The applicants now understand that the typographical error in the serial numbers was

likely the cause of the abandonment and is the reason that neither paper appears in the public

PAIR file of this application. The typographical error had not been discovered when the Petition

to Withdraw Abandonment was filed. This paper is to point out the typographical error.

For the reasons given here and in the attached Petition to Withdrawn Abandonment, the

applicants respectfully request that the abandonment of this application be withdrawn and that

the attached amendment of 12 October 2005 be considered.

If there are any problems with the payment of fees, please charge any underpayments and

credit any overpayments to Deposit Account No. 50-1147.

Respectfully submitted,

James E. Barlow

Reg. No. 32,377

Posz Law Group, PLC 12040 South Lakes Drive, Suite 101

Reston, VA 20191

Phone 703-707-9110

Fax 703-707-9112

Customer No. 23400

IPF			Application Number	10/7	10/733,142 10/773.142			
O'' TRANSMITTAL				Filing Date	2/9/2	2/9/2004		
0	9 5006	E ORM		First Named Inventor	NAK	NAKAJIMA		
3 MAI		8 /		Art Unit	3634	3634		
o be us	sed for all	orrespondence after initial	filing)	Examiner Name	Strimbu			
Total Nur	mber of Pa	ges in This Submission		Attorney Docket Number	26GT-004-DIV2			
			ENC	LOSURES (Check all the	at apply	()		
□ F	ee Trans	mittal Form		Drawing(s)			After Allowance communication to (TC)	
	☐ Fee	Attached		Licensing-related Papers			Appeal Communication to Board of	
□ A	mendme	nt / Reply	☑	Petition			Appeals and Interferences Appeal Communication to TC	
	☐ Afte	r Final		Petition to Convert to a Provisional Application			(Appeal Notice, Brief, Reply Brief) Proprietary Information	
] Affid	avits/declaration(s)		Power of Attorney, Revocation Change of Correspondence Ade	droop		Status Letter	
□ E	xtension	of Time Request		Terminal Disdaimer	uress		Other Enclosure(s) (please identify	
E	Express Abandonment Request			Request for Refund		below):		
☐ Inf	☐ Information Disclosure Statement			CD, Number of CD(s)		Statement Under 1.8(b) Copy of Amendment filed on 12 Oct. 2005 Copy of Bank Statement Copy of Return Receipt Postcard		
	ertified Co	ppy of Priority	Landscape Table on CD					
Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53		Rema	ırks					
		SIGN	IATURE	OF APPLICANT, ATTORNE	Y. OR A	GENT		
Firm Name		Posz Law Group, PLC			.,			
Signature		XSU(Q)				•		
Printed name James E. Barlow								
Date 9 March 2006				Re	g. No.	32,377		
CERTIFICATE OF TRANSMISSION/MAILING								
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.								
Signature								
Typed or printed name					_		Data	

Date

Applicants: NAKAJIMA et al.

Atty. Dkt.: 26GT-004-DIV2

- Scrial No.: 10/733,142 10/773,142

Art Unit: 3634

Filed: 2/9/2004

Examiner: Strimbu

Title: WEATHER STRIP

Mail Stop Petition
Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany St.
Alexandria, VA 22314

Date: 9 March 2006

PETITION TO WITHDRAW ABANDONMENT UNDER 37 CFR 1.181

Sir:

On 12 October 2005, the applicants filed a response to the office action of 12 July 2005. On 1 March 2006, the applicants received a Notice of Abandonment for failure to respond to the office action of 12 July 2005. Since a timely response to the office action of 12 July 2005 was filed, the applicants respectfully request withdrawal of the holding of abandonment. A Statement under 37 CFR 1.8(b) is attached to this paper.

With the Amendment mailed on 12 October 2005, the applicants included a check for \$130 for a Terminal Disclaimer. The number of the check was 1299. The attached bank statement shows that check 1299 for \$130 was cashed by the USPTO. Therefore, the Amendment was received by the USPTO, but apparently not scanned into the PAIR system.

A return receipt postcard was submitted with the Amendment of 12 October 2005. That postcard was returned to the Posz Law Group, PLC by the USPTO with a date stamp of 13 October 2005. A copy of the return receipt postcard is attached.

For the reasons given here and in the attached Statement Under Rule 1.8(b), the applicants respectfully request that the holding of abandonment be withdrawn and that the examination of this application be resumed.

If there are any problems with the payment of fees, please charge any underpayments and credit any overpayments to Deposit Account No. 50-1147.

Respectfully submitted,

James E. Barlow

Posz Law Group, PLC 12040 South Lakes Drive, Suite 101 Reston, VA 20191 Phone 703-707-9110 Fax 703-707-9112 Customer No. 23400



Applicants: NAKAJIMA et al.

Atty. Dkt.: 26GT-004-DIV2

Serial No.: 10/733.142 10/773.142

Art Unit: 3634

Filed: 2/9/2004

Examiner: Strimbu

Title: WEATHER STRIP

Mail Stop Petition Commissioner for Patents U.S. Patent and Trademark Office Customer Window Randolph Building 401 Dulany St. Alexandria, VA 22314

Date: 9 March 2006

STATEMENT UNDER 37 CFR 1.8(b)

Sir:

Pursuant to 37 CFR 1.8(a), the undersigned states that the attached Amendment was filed in a timely manner in response to the Office Action dated 12 July 2005. Specifically, the Amendment was addressed to the Commissioner for Patents and was deposited with the U.S. Postal Service as first class mail with sufficient postage.

Pursuant to 37 CFR 1.8(b)(1), the undersigned states that the USPTO was informed promptly after becoming aware that the USPTO had no evidence of receipt of the correspondence. The undersigned became aware that the patent office had not received the attached amendment on approximately 1 March 2006, when a Notice of Abandonment was received from the USPTO. On or about 1 March 2006, the undersigned called Examiner Strimbu and notified him of the Amendment. The USPTO is also being informed promptly by this paper.

Pursuant to 37 CFR 1.8(b)(2), a copy of the Amendment that was mailed to the USPTO on 12 October 2005 is attached.

Serial No. 10/733,142 10/773,142 Attorney Docket No. 26GT-004-... 12

Pursuant to 37 CFR 1.8(b)(3), the undersigned attests that he has personal knowledge that the above Amendment was indeed mailed in a timely manner on 12 October 2005 with sufficient postage. The certificate of mailing on page 1 of the Amendment is evidence of the timely mailing.

As the requirements of 37 CFR 1.8(b) have been satisfied, it is respectfully requested that the Amendment filed on 12 October 2005 be entered into the record, and that examination of the present application be resumed subsequent to entry of the Amendment.

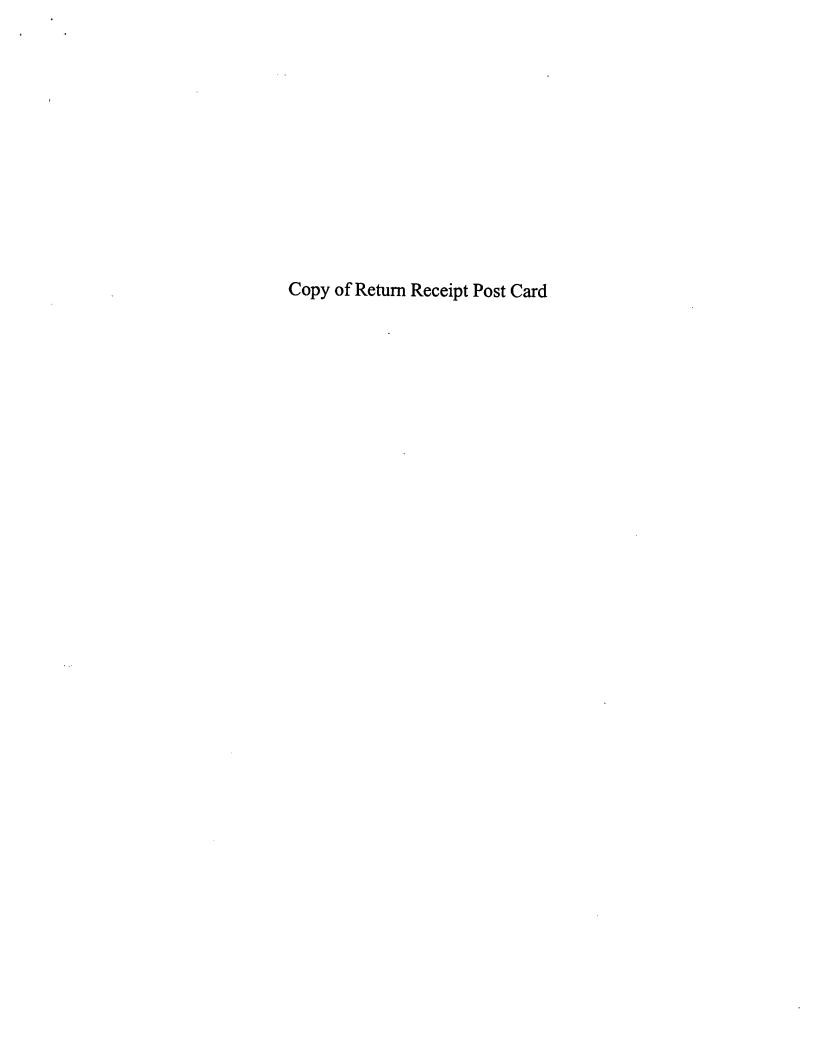
Although no fees are thought to be due at this time, please charge any underpayments and credit any overpayments to Deposit Account No. 50-1147.

Respectfully submitted,

James E. Barlow

Reg. No. 32,377

Posz Law Group, PLC 12040 South Lakes Drive, Suite 101 Reston, VA 20191 Phone 703-707-9110 Fax 703-707-9112 Customer No. 23400





Applicant: NAKAJIMA et al. Filing Date: 2/9/2004 T地e: WEATHER STRIP Serial No.: 10/733,142 Atty Dkt.: 26GT-004-DIV2

Please acknowledge receipt of the following by date stamping this card and returning

Transmittal form;

to Posz Law Group, PLC.:

- Fee transmittal form (2 copies);
- Terminal Disclaimer;
- 30 pages of Replacement Drawing sheets;
- Check for \$130; and
- 1518-page Amendment

SUBMISSION DATE: 12 October 2005





Access Nationa. 3ank

1800 Robert Fulton Drive Reston, Virginia 20191

PAGE

Posz Law Group PLC

12040 South Lakes Drive, Suite 101 Reston VA 20191

Statement Date: 10-31-2005

Account Number: 2665990

	THE REPORT OF THE PROPERTY OF		Ohecks/ # ; Debits; -75,000,00 -23,00	Deposits/ Credits	Balance 1477 (15.84 147, 690.84
10-20-4299 c 10-20-4304:c 40-20-1526 c	neck "Forms " "		120-00 2 130-00 2 261-00 3-300-00 11-040-00		1147,590,84 117,140,84 347,159,84 146,859,84 145,819,84
10-20 1298 C 710-20 1307 C 10+20 13282C	CONTRACTOR OF STREET ST		$\begin{array}{cccccccccccccccccccccccccccccccccccc$		144, 779, 84 143, 739, 84 142, 699, 84 141, 659, 84
10-20-151-95.61 +0-20-131-67-61 10-20-15157-61 10-20-151-4	ieck leok leck		-1 200 00 -1,530 00 -1,700 00 -1,700 00 1 5 -1,700 00		140,459,84 138,929,84 137,229,84 135,529,84
10-20 1315 ct 10-20 1316 de 10-20 1317 ce 10-20 1297 co	ieck		1 700 00 1 700 00 1 700 00 1 700 00 21 700 00 22 440 00		# 32, 129 84 130, 429 84 128, 729 84 126, 729 84
LEROM WILL FACE TO FALCE 21 FOUR GOALD	Domest e Wife Ti PER BRANDL E RAL E THE WIFE TIF WIR VENT & TRADEMARK	A BNER E VÕ	10 ≤ 10 0 10 ≤ 10 0 10 ≤ 10 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	# 385:00 #	1267621 84 3126762 24
0 FFICE 10=21 Outgoing 25 Young 25 10=21, Outgoint	ALANDAR OF THE WIR CO. SANDAR WITE THE WIR WINT WITE THE WIR	E TO B	7=696i.79 & 4. 2		125, 465, 459 1219 752 65
d(0=2H-Outgoing SWRE-TO	HNO INTLE PATENT: Int wire Tir REV D YOUNG L. CO Int Wirestle WIR	ersedia 4	-73.6 (4)4:	1696-719	122 249 34 6127 733 30
10≥21 Outgoing 2 WIRE TO	Tat Wire Tir REV ONDA TECHNOLING MIXO		e de la completación de la compl	Fo (7.127, 90)	125,446,20

Phone: 703-871-2100

Access Nation: Bank

2665990 10/31/2005 PAGE -23 POSE LAW DROUP, PLC one
OPERATED ROOLLY
TROUBDING HEES FIRE WIT

d Eighty SEET WE BEEN SEET WITH THE PROPERTY OF THE PROPERTY 8440512574975318648626 /00000 tabas/ 10/31 186.84 PAY TO THE ORDER TEXUS. /0000017111/ 1295 **'**2005 171.11 Oct 11/2005 .\$1,040.00 /00001010000/ 1296 10/19/2005 1,040.00 TRIVER. **₹0000 244000**₹ 10/20/2005 2,440.00 राविष्या १९७४ मेर्ट स्टब्स्ट मार्च स्टब्स्ट मार्च-मन्द्रिक राष्ट्र १८८ ५५ **/0000101000/** 1298 10/20/2005 1,040.00 10/20/2005 130.00

Applicant: NAKAJIMA et al. Filing Date: 2/9/2004 Title: WEATHER STRIP

Serial No.: 10/733,142 Atty Dkt.: 26GT-004-DIV2

Please acknowledge receipt of the following by date stamping this card and returning to Posz Law Group, PLC.:

- Transmittal form;
- Fee transmittal form (2 copies);
- Terminal Disclaimer;
- 30 pages of Replacement Drawing sheets;
- Check for \$130; and
- 1516-page Amendment

SUBMISSION DATE: 12 October 2005

DATE : Oct 11/2005

CHE # : 1299 AMOUNT: \$130.00 ACCOUNT: GENERAL - 7

PAID TO: Commissioner for Patents

[26GT-004-DIV2] PTO Statutory Disclaimer Fee

CLIENT: MATSU - Mr. H. Matsubara MATSUBARA PATENT FIRM

MATTER: MATSUBARA

POSZ LAW GROUP, PLC CHÉCK NO OPERATING ACCOUNT.
12040 SOUTH LAKES DRIVE, STE. 101. One Hundred Thirty RESTON, VA 20191 Oct 11/2005 THUOMA Cómmissioner for Patents TO THE ORDER [26GT-004-DIV2] PTO Statutory Disclaimer Fee /**001299#**/i:056009039#*/#2665990#

POSZ LAW GROUP, PLC

OPERATING ACCOUNT

1299

DATE : Oct 11/2005

** GENERAL BALANCES **

CHE #: 1299

UNBILLED DISBS:

0.00

AMOUNT: \$130.00

A/R BALANCE

2600.00

ACCOUNT: GENERAL - 7

PAID TO: Commissioner for Patents

[26GT-004-DIV2] PTO Statutory Disclaimer Fee MATSU - Mr. H. Matsubara MATSUBARA PATENT FIRM

MATTER: MATSUBARA ** TRUST BALANCES **

LAWYER: DAVID G. POSZ 2-15, Sakae 1-chome

Ichinomiya-shi

Aichi-ken, Japan

491-0858

TRUST BALANCE :

0.00



TRANSMITTAL Filing Date 10/733,142 10/173,142 Filing Date 2/9/2004 First Named Inventor NAKAJIMA Art Unit 3634 Examiner Name Strimbu Total Number of Pages in This Submission Application Number 10/733,142 10/173,142 Filing Date 2/9/2004 First Named Inventor NAKAJIMA Art Unit 3634 Examiner Name Strimbu 26GT-004-DIV2

ENCLOSURES (Check all that apply)												
Ø	Fee Transmittal Form			☑ Drawing(s) 30 replacement sheets					llowance communication to (TC)			
	✓ Fee Attached		☐ Licensing-related Papers						Communication to Board of s and Interferences			
Ø	☑ Amendment / Reply		Petition				Appea	al Communication to TC I Notice, Brief, Reply Brief)				
	☐ After Final		Petition to Convert to a Provisional Application				Propri	etary Information				
	☐ Affidavits/declaration(s)				of Attorney, Revoc				Státus	Letter		
	Exten	sion of	Time Reques	t	☑	Termina	al Disdaimer				Other below)	Enclosure(s) (please identify :
	Expre	ss Aban	donment Req	uest		Reques	t for Refund					
	Inform	nation Di	sclosure State	ment			mber of CD(s)		,			
	☐ Certified Copy of Priority			!	□ _{La}	ndscape Table o	n CD					
	Document(s)			Rem	arks				** ***			
Reply to Missing Parts/ Incomplete Application			,									
Reply to Missing Parts under 37 CFR 1.52 or 1.53												
•				SIGI	NATUR	E OF AP	PLICANT, ATT	ORNEY, O	RAC	ENT		
Firm Na	me -	Po	sz Law Grou	o, PLC								•
Signatu	re		X50		7							
Printed name James E. Barlow												
Date 12 October 2005		5					Reg.	No.	32,377			
CERTIFICATE OF TRANSMISSION/MAILING												
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.												
Signatu	re		X	うん	200	72						
Typed or printed name James E. Barlow						+- 0				Date	12 October 2005	

MAY 0 9 2006

Fees pursuant io the property of Appropriations Act, 2005 (H.R. 4818). 10/733,142 10/773,142 Application Number 2/9/2004 Filing Date FEE TRANSMITTAL First Named Inventor NAKAJIMA For FY 2005 Examiner Name Strimbu Applicant Claims small entity status. See 37 CFR 1.27 **Art Unit** 3634 TOTAL AMOUNT OF PAYMENT (\$) 130 Attorney Docket No. 26GT-004-DIV2 METHOD OF PAYMENT (check all that apply) ✓ Check ☐ None Other (please identify): ✓ Deposit Account Deposit Account Number: 50-1147 Deposit Account Name: Posz Law Group, PLC For the above-identified deposit account, the Director is hereby authorized to: (check all that apply) Charge fee(s) indicated below Charge any additional fee(s) or underpayments of fee(s) ✓ Credit any overpayments under 37 CFR 1.16 and 1.17 **FEE CALCULATION** 1. BASIC FILING, SEARCH, AND EXAMINATION FEES **FILING FEES** SEARCH FEES **EXAMINATION FEES Small Entity Small Entity Small Entity Application Type** Fee (\$) Fee (\$) Fee (\$) Fee (\$) Fee (\$) Fee (\$) Fees Paid (\$) Utility 300 150 500 250 200 100 Design 200 100 100 50 130 65 **Plant** 200 100 300 150 160 80 Reissue 300 150 500 250 600 300 Provisional 160 80 0 2. EXCESS CLAIM FEFS **Small Entity** Fee Description Fee (\$) Fee (\$) Each dairn over 20 or, for Reissues, each dairn over 20 and more than in the original patent 50 25 Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent 200 100 Multiple dependent daims 360 180 **Total Claims** Extra Claims Fee (\$) Multiple Dependent Claims Fee Paid (\$) - 20 or HP = Fee (\$) Fee Paid (\$) HP = highest number of total claims paid for, if greater than 20 Indep. Claims Extra Claims Fee (\$) Fee Paid (\$) -3 or HP = HP = highest number of independent claims paid for, if greater than 3 3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper, the application size fee due is (\$ for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41 (a)(1)(G) and 37 CFR 1.16(s). Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$) (round up to a whole number) 4. OTHER FEE(S) Fees Paid(\$) Non-English Specification, \$130 fee (no small entity discount) Other: Statutory Disdaimer 130

SUBMITTED BY				
Signature	Ashlow	Registration No. (Attomey/Agent) 32,377	Telephone	(703) 707-9110
Name (Print/Type)	James E. Barlow		Date	12 October 2005

PTO/SB/26 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT	26GT-004-DIV2
In re Application of: Nakajima et al.	,
Application No.: 10/733,142 10 (713,142	
Filed: 9 Feb. 2004	
For: WEATHER STRIP	
The owner*, TOYODA GOSELCO. LTD, of	prior patent is defined in 35 U.S.C. 154 where hereby agrees that any patent so rior patent are commonly owned. This
In making the above disclaimer, the owner does not disclaim the terminal part of the term of any paten would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by	prior patent, "as the term of said prior
Check either box 1 or 2 below, if appropriate.	
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university etc.), the undersigned is empowered to act on behalf of the business/organization.	, government agency,
I hereby declare that all statements made herein of my own knowledge are true and that a belief are believed to be true; and further that these statements were made with the knowledge that made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United statements may jeopardize the validity of the application or any patent issued thereon.	willful false statements and the like so
2. The undersigned is an attorney or agent of record. Reg. No. 32,377	
Ristons	42 Ostah ar 2005
Signature	12 October 2005 Date
James E. Barlow Typed or printed name	
, year of printed figure	
	703-707-9110
	Telephone Number
Terminal disclaimer fee under 37 CFR 1.20(d) included.	
WARNING: Information on this form may become public. Credit card information be included on this form. Provide credit card information and authorization	ation should not on PTO-2038.
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.	

Under the Pa

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Applicants: NAKAJIMA et al.

Atty. Dkt.: 26GT-004-DIV2

Serial No.: 10/733,142 10/773,142

Art Unit: 3634

Filed: 2/9/2004

Examiner: Strimbu

Title: WEATHER STRIP

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on this date: 12 October 2005

Typed Name: James Barlow.

Signature:

AMENDMENT UNDER 37 CFR 1.111

Sir:

In response to the office action mailed 12 July 2005, please amend the application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 7 of this paper.

Amendments to the Drawings begin on page 11 of this paper and include 30 attached replacement sheets.

Remarks begin on page 12 of this paper.

AMENDMENTS TO THE SPECIFICATION

Please amend the title (page 1, line 1) as follows:

WEATHER STRIP HAVING MOLDED CORNER SECTION

Please amend the paragraph beginning at page 1, line 4 as follows:

This application is a divisional application of U.S. Patent Application Serial No. 10/043,166, filed on January 14, 2002, now U.S. patent 6,716,496, which in turn is a divisional application of U.S. Patent Application Serial No. 09/181,670, filed on October 29, 1998, now U.S. patent 6,395,355. This application is also based upon and claims the benefit of Japanese Patent Application Nos. 09-316032 filed on October 30, 1997, 09-368537 filed on December 26, 1997 and 10-230230 filed on July 31, 1998, the contents of which are incorporated herein by reference.

Please amend the paragraph beginning on page 15, line 27 as follows:

Description will now be made of opening trims embodying the invention with reference to Figs..Figs. 1 to 34. The first to ninth embodiments are mainly employed for attaining the above-mentioned objects.

Please amend the sub-heading that appears on page 16, line 4 as follows:

[First Embodiment] First Embodiment

Please amend the paragraph beginning on page 16, line 26 as follows:

Since the opening trim 11 is required to be curved along a corner of the door opening peripheral edge, it has a corner section C which curves between straight sections S, S. This curved shape of the corner section C has to be maintained. In order to expand the sealing area of the corner section C toward its outer periphery in accordance with the corner shape of the door panel 3, the sealing portion of the corner section C is required to project toward the outer periphery of the corner section C. The inner and outer peripheries of corner section C are the areas on corner section C where its radiuses are the smallest and the largest, respectively. Construction of the corner section C will be described in detail by the following forming process. (1) First of all, the sealing portion 14 is cut to make a linear incision slit 19 provided on a loop edge 17 on the outer periphery of the corner section C to thereby form an incision edge 14b on the outer periphery of the sealing portion 14, as shown in Figs. 3 (see double dashed lines) and 4. Furthermore, as shown in Figs. 1, 2 and 4, cuts 18, 18 are made in the sealing portion 14, which run from the incision edge 14b toward the inner periphery of the corner section C in the vicinity of both ends of the incision slit 19 (in the vicinity of each boundary between the corner section C and the straight sections S, S) to thereby form a shaped form an incision fin 14a as illustrated in Fig. 4.

Please amend the paragraph beginning on page 19, line 12 as follows:

Unlike the a conventional weather strip (opening trim) wherein the majority of the sealing portion in the corner section is cut off, according to the opening trim 11 of the present embodiment as described above, the sealing portion 14 remains as the _____ shaped the incision fin 14a, and the incision edge 14b is spread out to project toward the outer periphery of the

Serial No. 10/733,142 10/113,142

Attorney Docket No. 26GT-004-D1 V2

corner section C. As a result, the extruded sealing portion 14 (including the incision fin 14a) is

shown (appears on the surface) as much as possible. To the contrary, the molded part 30 appears

on the surface as little as possible except that it is slightly seen inside the cuts 18, 18 and seen in

a place which projects from the spread incision edge 14b. Therefore, the opening trim 11 of the

present embodiment can provide a uniform luster on its surface. The weather strip reduces the

appearance of a borderline between the extruded sealing portion 14 (including incision fin 14a)

and the molded part 30, thereby remarkably improving the overall appearance.

Please amend the sub-heading that appears on page 20, line 18 as follows:

[Second Embodiment] Second Embodiment

Please amend the sub-heading that appears on page 21, line 2 as follows:

[Third Embodiment] Third Embodiment

Please amend the sub-heading that appears on page 22, line 10 as follows:

[Forth Embodiment] Fourth Embodiment

Please amend the sub-heading that appears on page 23, line 11 as follows:

[Fifth Embodiment] Fifth Embodiment

Please amend the sub-heading that appears on page 24, line 9 as follows:

Serial No. 10/733,142 10/113,142

Attorney Docket No. 26GT-004-Dr V2

[Sixth Embodiment] Sixth Embodiment

Please amend the sub-heading that appears on page 25, line 21 as follows:

[Seventh Embodiment] Seventh Embodiment

Please amend the paragraph beginning on page 26, line 5 as follows:

As shown in FIG. 18, cuts 18, 18 are made in the sealing portion 37, which run from the free edge 37b toward the inner periphery of the corner section C in the vicinity of each boundary between the corner section C and the straight sections S, S to thereby form a shaped form a free fin 37a. The attachment portion 13 and the sealing portion 37 are curved as described in the first embodiment, and the free edge 37b is spread out to project toward the outer periphery of the corner section C. Then, as shown in FIG. 19, a molded part 30 for maintaining the curved shape is formed along the entire outer surface of the attachment portion 13 and the entire back side of the free fin 37a, and inside the cuts 18, 18 which are expanded by the above described curved transformation of the opening trim 11.

Please amend the sub-heading that appears on page 26, line 24 as follows:

[Eighth Embodiment] Eighth Embodiment

Please amend the sub-heading that appears on page 30, line 1 as follows:

[Ninth Embodiment] Ninth Embodiment

Please amend the abstract (the paragraph beginning on page 43, line 1) as follows:

A weather strip comprising has an extruded body having straight sections and a corner section curving therebetween is disclosed between the straight sections. The extruded body comprises has an attachment portion and a hollow sealing portion integrally formed by extrusion molding. The attachment portion is attached to a part of an automobile and the sealing portion is connected to the attachment portion at both ends. The weather strip comprises includes: an incision slit made on the outer periphery of the sealing portion in the corner section; an incision edge formed on the sealing portion along the incision slit, the incision edge being spread out toward the outer periphery of the corner section with the attachment portion and sealing portion being curved along a corner shape of the part of the automobile; and a molded part formed at least in the vicinity of the incision edge on the back side of the sealing portion in the corner section.

LISTING OF CLAIMS:

1-33 (Canceled).

34. (Previously presented) A weather strip comprising an extruded body having straight sections and a corner section curving therebetween, said extruded body comprising an attachment portion and a hollow sealing portion, the attachment portion being configured for attachment to a flange; wherein the corner section of the extruded body comprises

a cut off part being made on an opening defined in a wall of said hollow sealing portion along the corner section, wherein the opening is formed by removal of a part of the wall of said hollow sealing portion,

said attachment portion being curved along the corner section, and

a corner-shaped molded part being formed by filling a molding material into the eut off sealing portionopening;

wherein said weather strip further comprises

a reinforcing portion for maintaining eurved shape which prevents transformation of said corner-shaped molded part due to the recovery of the straight shape of the corner sectiona curvature of the corner section, wherein the reinforcing portion prevents the corner section from recovering its original straightness.

35. (Previously presented) A weather strip according to claim 34, wherein said reinforcing portion for maintaining curved shape is formed on a surface of said attachment portion.

- 36. (Currently amended) A weather strip according to claim 35, wherein said reinforcing portion for maintaining curved shape is integrally formed on the surface of said attachment portion by an a resin injection molding from a hard resin, said reinforcing portion for maintaining curved shape extending along a curving direction of said corner section.
- 37. (Previously presented) A weather strip according to claim 34, wherein said reinforcing portion for maintaining curved shape is formed on the back side of said corner-shaped molded part as a curved reinforcing rib.
- 38. (Previously presented) A weather strip according to claim 37, wherein said reinforcing rib is integrally formed on said molded part when the corner-shaped molded part is molded, said reinforcing rib comprising at least two reinforcing ribs extending along a curving direction of said corner section.
 - 39. (New) A weather strip comprising an extruded body, wherein the extruded body includes two straight sections and a corner section,

the corner section curves and extends between the straight sections, and the corner section is bent from a section of the extruded body that was originally straight,

the extruded body includes an attachment portion and a hollow sealing portion,

the attachment portion is configured for attachment to a flange, and a U-shaped metal insert is located within the attachment portion,

the corner section of the extruded body includes an opening defined in a wall of the hollow sealing portion, and the opening is formed by removal of a part of the wall of the hollow sealing portion,

the attachment portion is curved along the corner section,

a corner-shaped molded part is formed on the corner section by filling a molding material into the opening,

the weather strip further comprises a reinforcing portion for maintaining the curvature of the corner-shaped molded part, wherein the reinforcing portion prevents the corner section from recovering its original straightness.

- 40. (New) A weather strip according to claim 39, wherein the reinforcing portion for maintaining curved shape is formed on a surface of the attachment portion.
- 41. (New) A weather strip according to claim 40, wherein the reinforcing portion is formed on the surface of the attachment portion by resin injection molding, and the reinforcing portion extends in a curving direction of the corner section.
- 42. (New) A weather strip according to claim 39, wherein the reinforcing portion is formed on a back side of the corner-shaped molded part as a curved reinforcing rib.
- 43. (New) A weather strip according to claim 39, wherein the reinforcing portion is attached to the attachment portion in close proximity to the metal insert.

Serial No. 10/733,142 10/173.142 Attorney Docket No. 26GT-004-D1V2

44. (New) A weather strip according to claim 39, wherein the molded portion is made of a soft TPE material, and the reinforcing portion is made of a hard resin derived from polyolefin.

AMENDMENTS TO THE DRAWINGS

The attached drawing replacement sheets include cosmetic changes to Figs. 1-34. No substantive changes have been made to the drawings. The changes are described in the remarks

section of this paper.

Attachment: Replacement Sheets

11

REMARKS

The applicants note with appreciation the acknowledgement of the claim for priority under section 119 and the notice that all of the certified copies of the priority documents have been received in application SN 10/043,166.

The applicants acknowledge and appreciate receiving an initialed copy of the form PTO-1449 that was filed on 9 February 2004. One item, which was apparently a duplicate entry for USP 5,296,067, was not initialed by the examiner.

Claims 34-44 are pending. Claims 1-33 have been canceled. Claims 39-44 are new. The applicants respectfully request reconsideration and allowance of this application in view of the above amendments and the following remarks.

Drawings

With regard to the drawings, Figs. 23 and 30 were objected to for not including a "Prior Art" label. However, Fig. 23 uses reference number 11 to designate the corner section. The reference number 11 refers to the corner section that is the subject of the invention and is shown in more detail in figures that do not represent prior art, such as Fig. 1. Similarly, Fig. 30 includes reference number 111 to indicate a novel opening trim. If the applicants assert that Fig. 23 and Fig. 30 represent prior art, this will be inaccurate, since reference numbers 11 and 111 designate parts having novel subject matter. Although Figs. 23 and 30 do not show details, it would be misleading to call them prior art, due to the reference numbers that they include. Therefore, the applicants respectfully request that the examiner's objection to Figs. 23 and 30 be withdrawn.

The drawings were objected to for underlining some reference numerals. All drawing sheets have been replaced. Replacement sheets are attached in which the underlined reference numbers have been rewritten without underlining. Underlined reference numbers have been

corrected in nearly all drawings. Some drawings did not include any underlined reference numbers, but were replaced to remove copy machine marks. The paper size of the drawings has been changed to 8.5 x 11, and the font of the figure numbers has been enlarged. No substantive changes have been made to any of the drawings. In view of the replacement drawing sheets, the applicants respectfully request that the objections to the drawings be withdrawn.

Specification

The specification was objected to for various informalities set forth on pages 4 and 5 of the office action. Each of these matters has been addressed in the amendments to the specification listed above. Therefore, the applicants respectfully request withdrawal of these objections.

Double Patenting

Claims 34-38 were rejected under the doctrine of obviousness-type double patenting over claims 1-4 of US patent 6,716,496 in view of the admitted prior art of Figs. 23-25. This rejection should be withdrawn because, without conceding that this rejection has merit, the applicants have attached a terminal disclaimer in accordance with MPEP 804.02(II).

Indefiniteness

Claims 34-38 were rejected under 35 USC 112, second paragraph, as being indefinite.

The applicants respectfully request that this rejection be withdrawn for the following reasons.

The phrase "a cutoff part being made on said hollow sealing portion" was said to render the claims indefinite. This phrase has been removed. Instead, claim 34 now recites an opening in the wall of the hollow sealing portion. The opening of claim 34 is shown in the exemplary embodiment of Fig. 26.

The phrases "curved shape" and "the straight shape of the corner section" of claim 34 were said to render the claims indefinite. The section of claim 34 in which these phrases appeared has been rewritten. Claim 34 now calls for "a reinforcing portion for maintaining a curvature of the corner-shaped molded part, wherein the reinforcing portion prevents the corner-shaped molded part from recovering its original straightness." This wording is considered to be fully definite.

The phrase "injecting molding from a hard resin" in claim 36 was said to render the claims indefinite. Claim 36 now calls for "a resin injection molding," which is considered to be definite. Therefore, the rejection of claims 34-38 based on section 112 should be withdrawn.

Art-based Rejections

Claims 34-37 were rejected under 35 USC 102(b) as being anticipated by the prior art of Figs 23-25. The applicants respectfully request that this rejection be withdrawn for the following reasons.

Claim 34 recites a reinforcing portion for preventing the corner-shaped molded part from recovering its original straightness. The prior art of Figs. 24 and 25 fail to show or suggest this feature. Therefore, the Figs. 24 and 25 cannot anticipate claim 34 or any of its dependents. Therefore, the applicants respectfully request withdrawal of this rejection.

Claim 38 was rejected under 35 USC 103(a) as being unpatentable over the prior art of Figs 23-25 in view of Nozaki '937. The applicants respectfully request that this rejection be withdrawn for the following reasons.

As mentioned above, Figs. 24 and 25 of the present application fail to show or suggest the reinforcing portion of claim 34. Claim 38 depends on claim 34. The patent to Nozaki '937 fails to disclose or suggest what is missing in Figs. 24 and 25 of the present application. That is,

Serial No. 10/733,142 10 (773, 142 Attorney Docket No. 26GT-004-L1V2

Nozaki '937 fails to show a reinforcing portion for preventing the corner-shaped molded part from recovering its original straightness. Therefore, a combination of Figs. 24 and 25 of the present application and Nozaki '937 fails to satisfy the terms of claim 38 or its dependents.

Claims 39-44 are new. Claims 39-44 are readable on the embodiment of Figs. 26-29. Claim 39 is independent, and claims 40-44 depend on claim 39, directly or indirectly.

Claim 39 recites a reinforcing portion that prevents the corner section from recovering its original straightness. Figs. 24 and 25 of the present application and Nozaki '937 fail to show or suggest the reinforcing portion of claim 39. Therefore, claims 39-44 are considered to be patentable over the art of record.

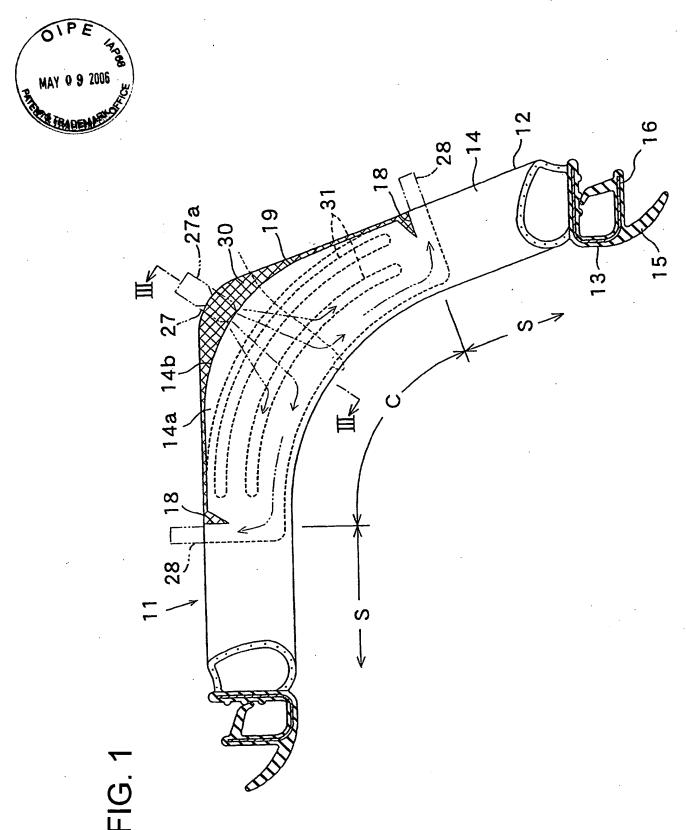
In view of the foregoing, the applicants respectfully submit that this application is in condition for allowance. A timely notice to that effect is respectfully requested. If questions relating to patentability remain, the examiner is invited to contact the undersigned by telephone.

Please charge any unforeseen fees that may be due to Deposit Account No. 50-1147.

Respectfully submitted,

James E. Barlow Reg. No. 32,377

Posz Law Group, PLC 12040 South Lakes Drive, Suite 101 Reston, VA 20191 Phone 703-707-9110 Fax 703-707-9112 Customer No. 23400



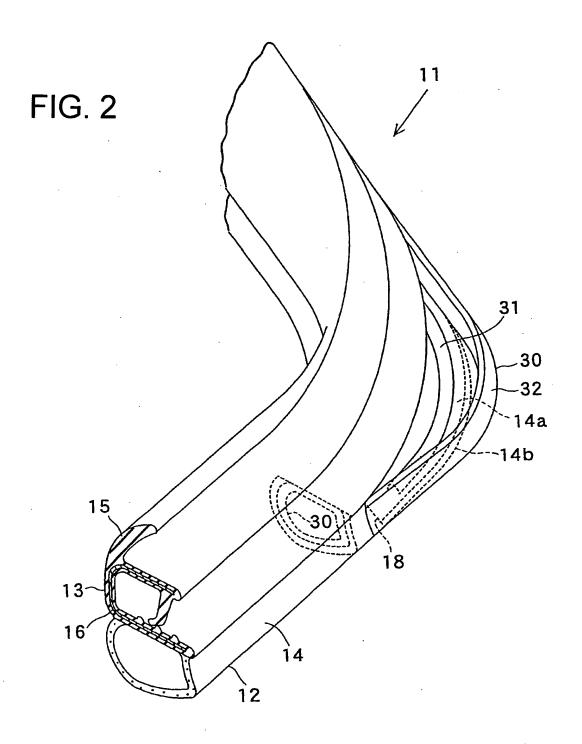


FIG. 3

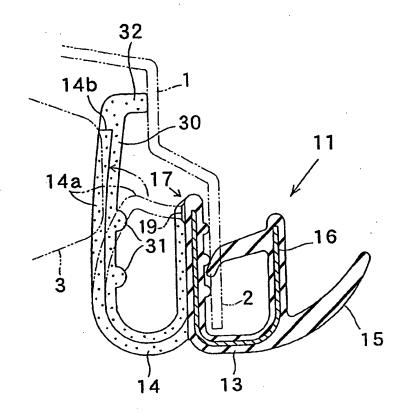


FIG. 6

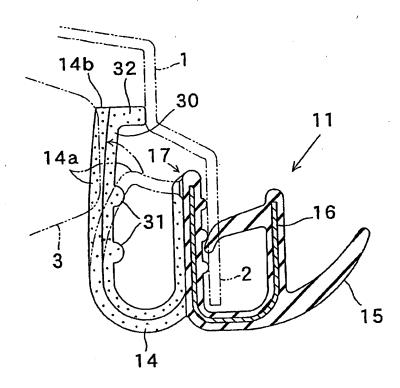
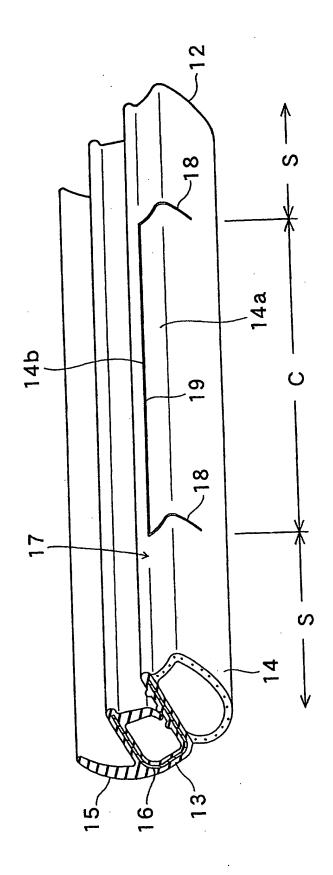


FIG. 4



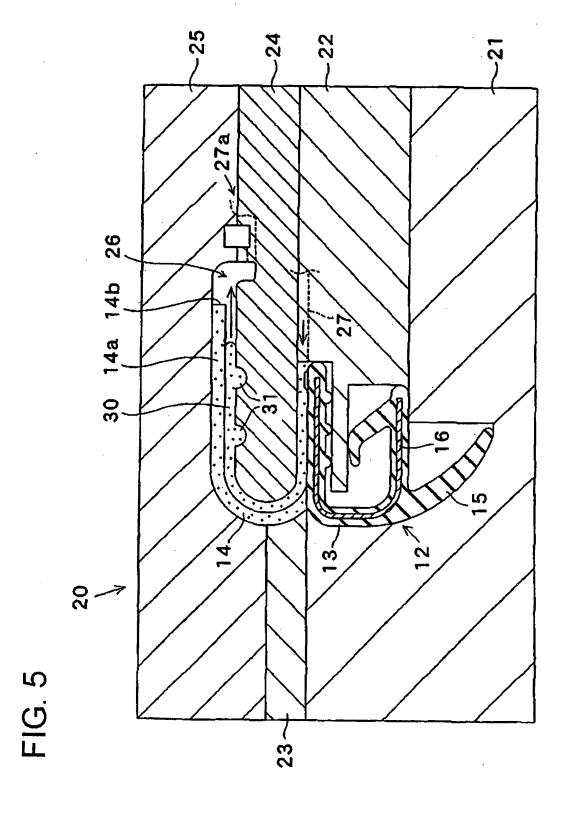


FIG. 7

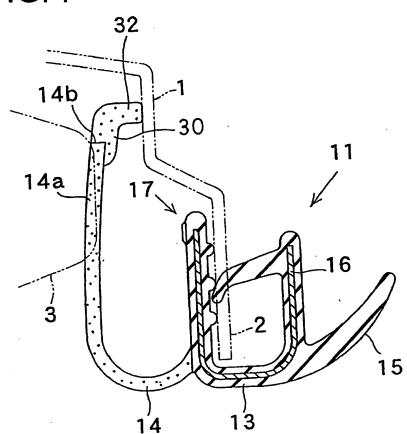
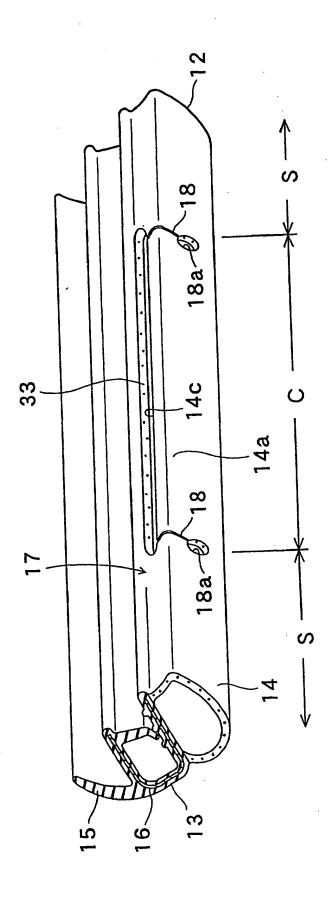


FIG. 8



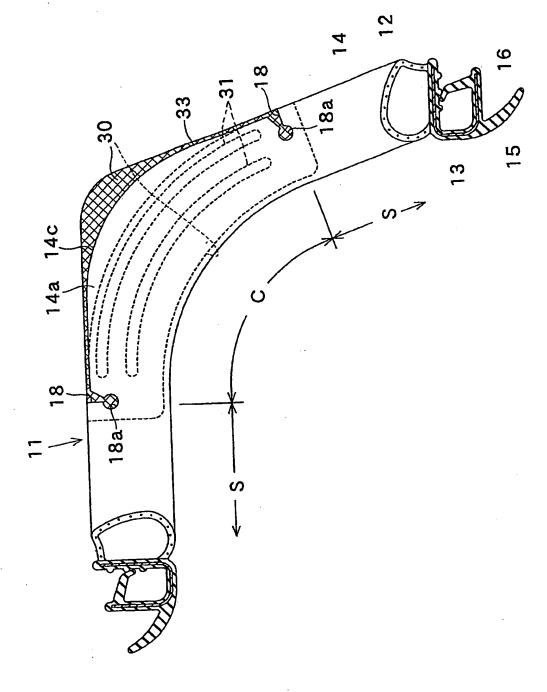
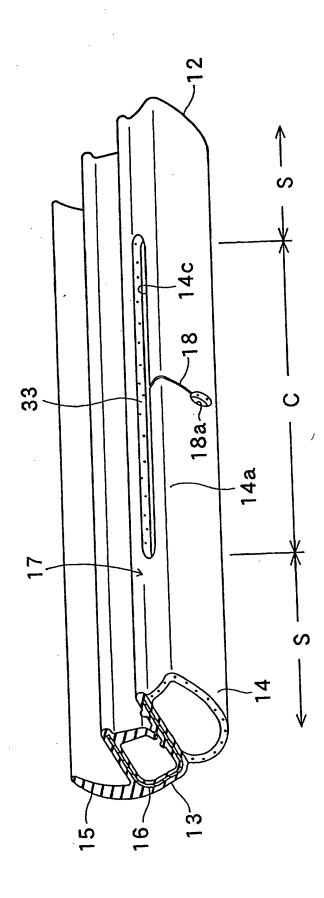


FIG. 9





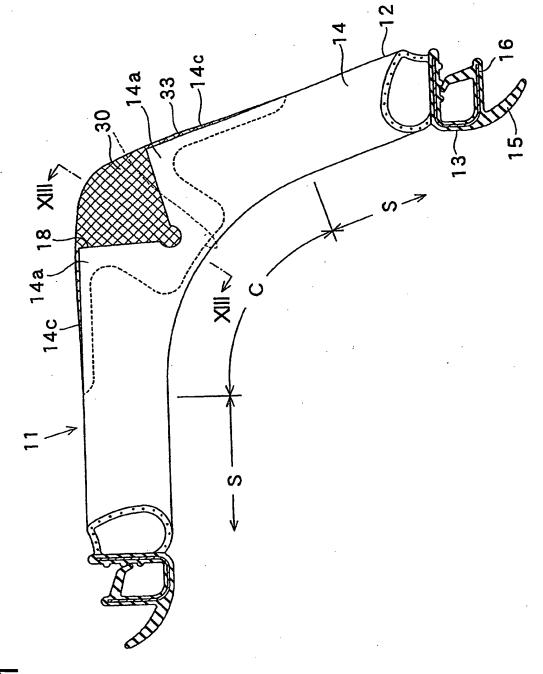


FIG. 1

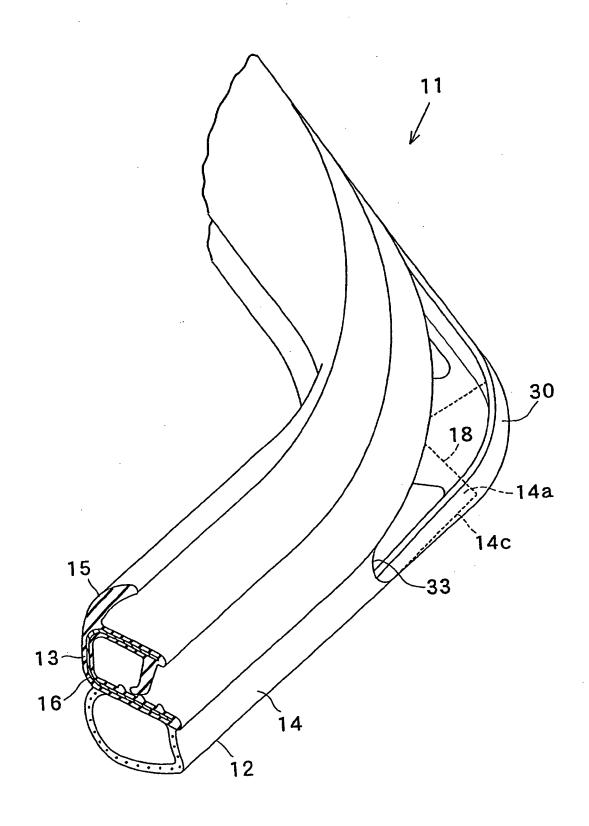


FIG. 13

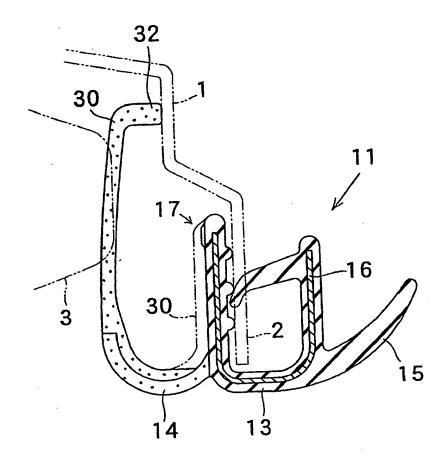


FIG. 14

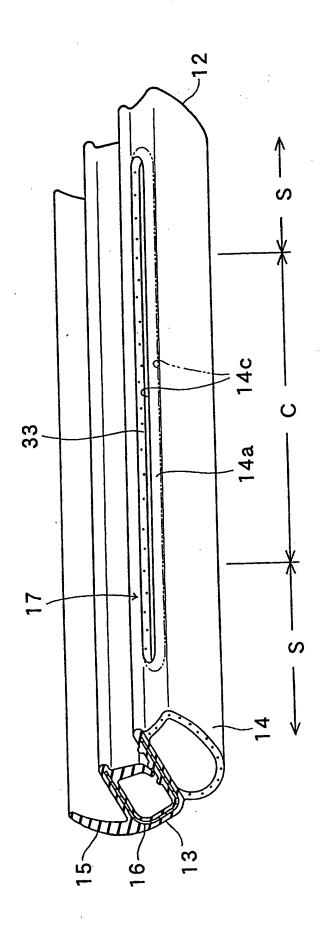


FIG. 15

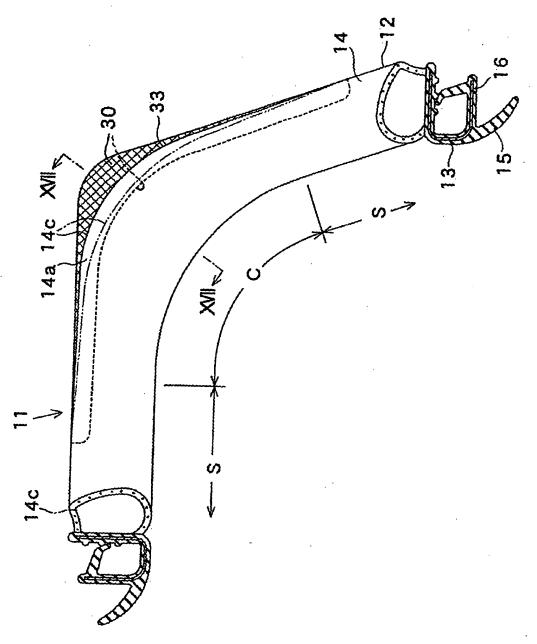


FIG. 16

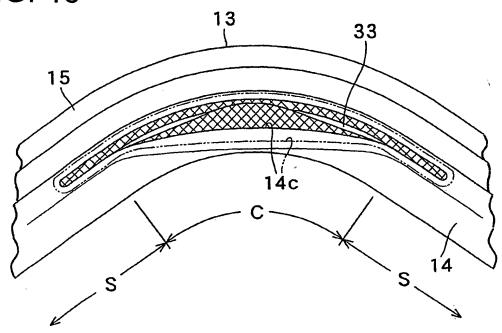


FIG. 17

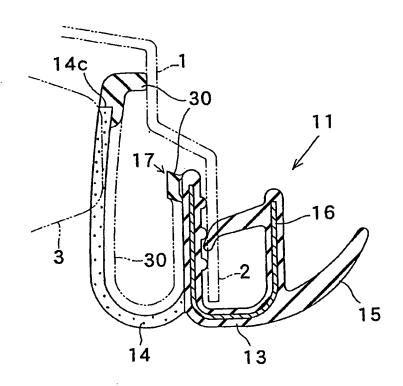
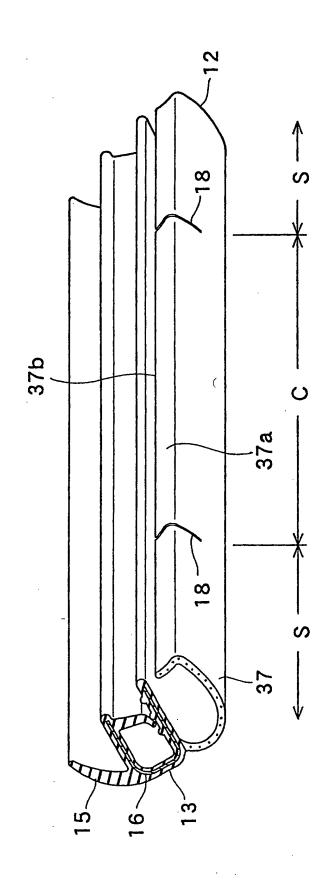
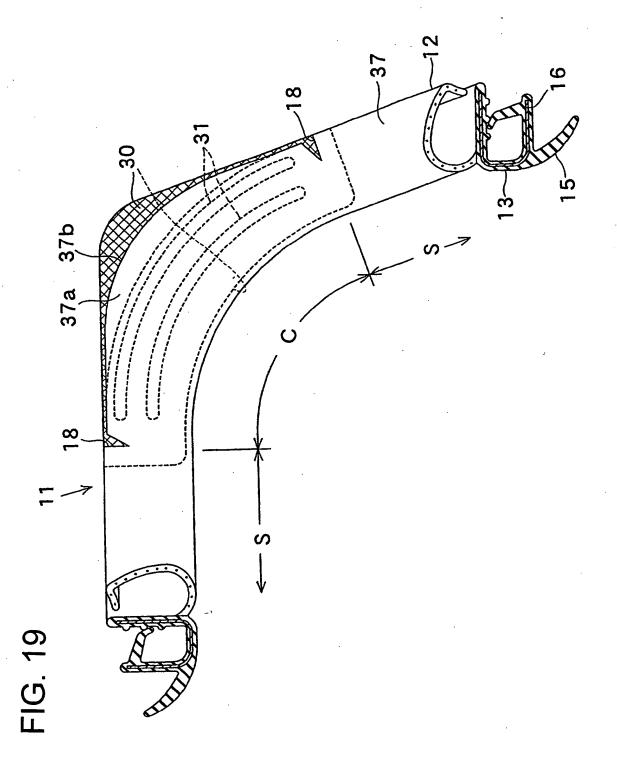
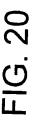
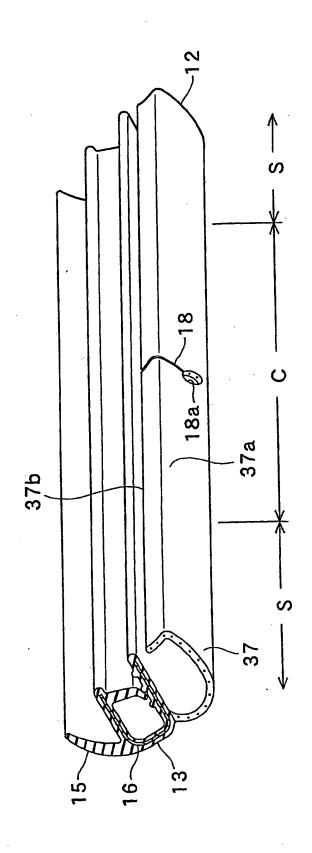


FIG. 18









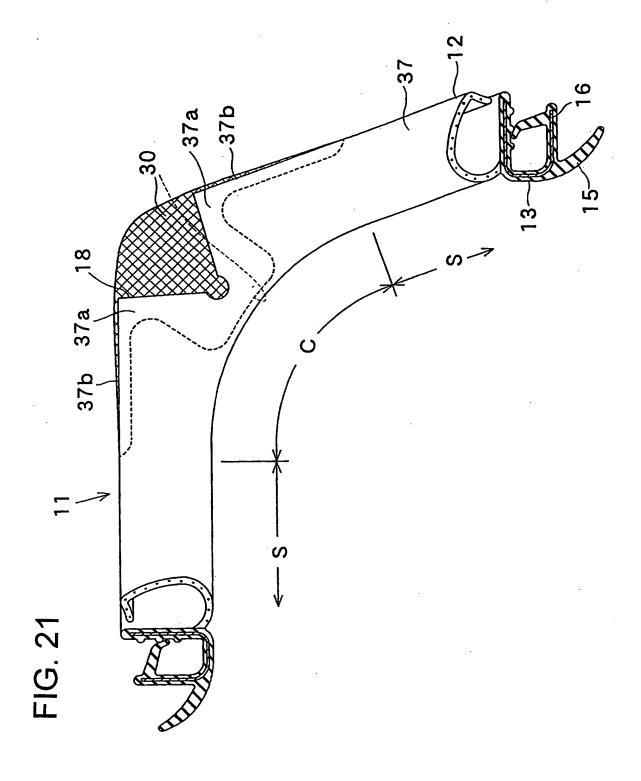
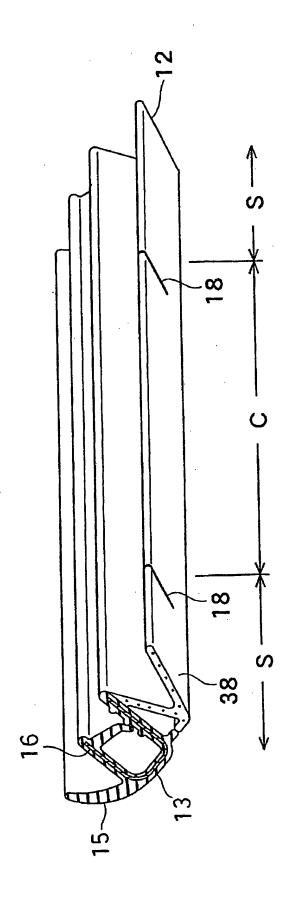
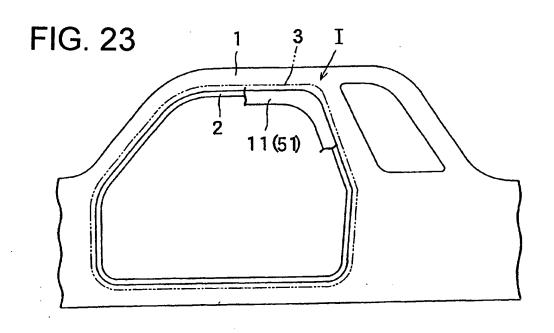
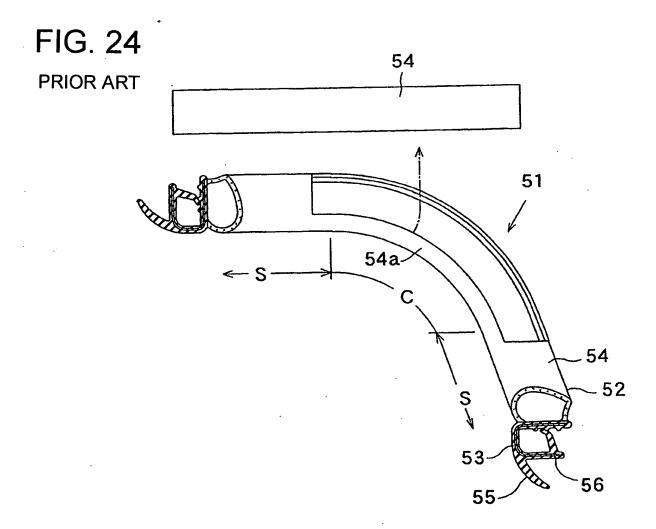


FIG. 22







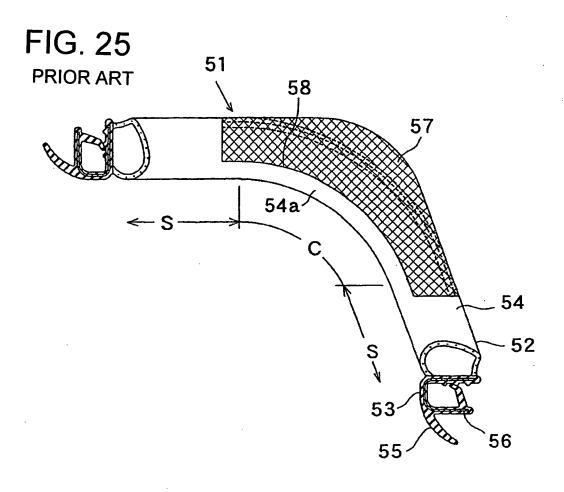


FIG. 26 111 112 112a XXVII -117 114a[′] 117 114

115

113

FIG. 27

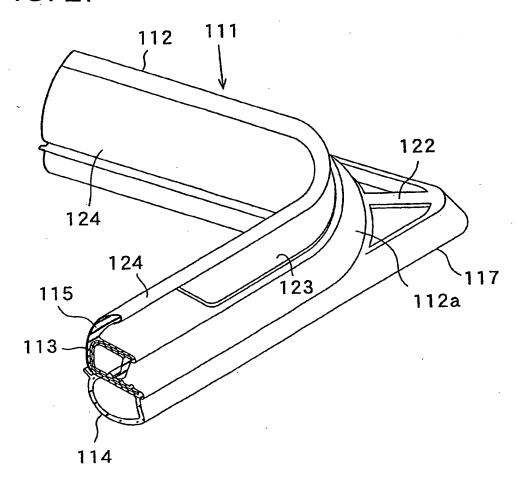


FIG. 28

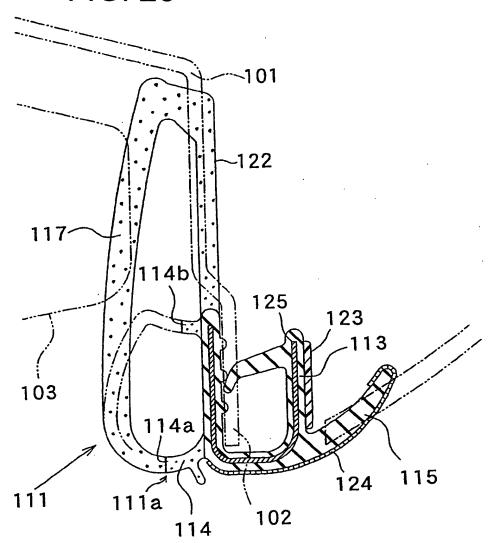


FIG. 29

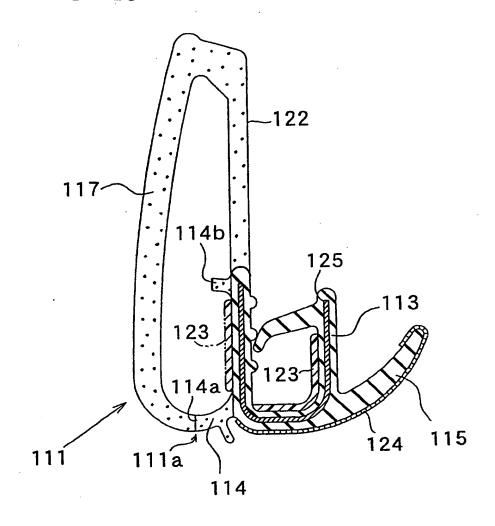


FIG. 30

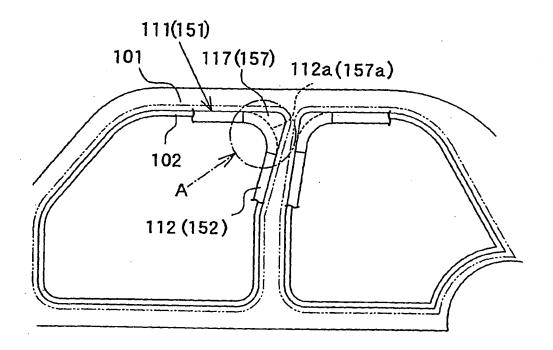


FIG. 31

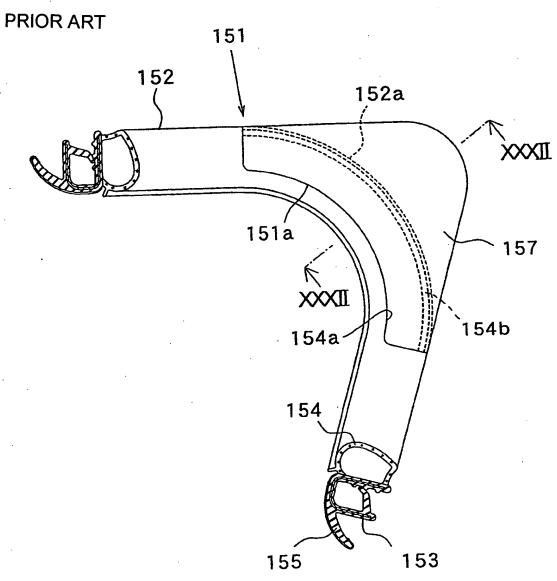


FIG. 32 **PRIOR ART** 101 157 152 154b 153 -156 103 154a-151a 155 161 102 154 151

FIG. 33

PRIOR ART

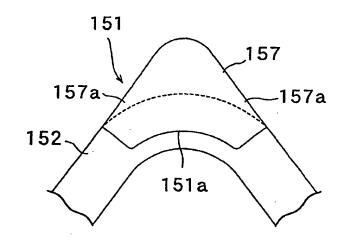


FIG. 34

PRIOR ART

